

ARKANSAS SUPREME COURT

No. CR 07-209

CHET MURRY
Petitioner

v.

HON. MARION HUMPHREY, CIRCUIT
JUDGE
Respondent

Opinion Delivered April 5, 2007

PRO SE PETITION FOR WRIT OF
MANDAMUS [CIRCUIT COURT OF
PULASKI COUNTY, CR 2004-4537]

PETITION MOOT.

PER CURIAM

March 1, 2007, Chet Murry filed a pro se petition for writ of mandamus in this court contending that the Honorable Marion Humphrey, Circuit Judge, had failed to act in a timely manner on a motion filed by him in the Circuit Court of Pulaski County on August 16, 2006. In the motion, petitioner sought a copy of a certified record to enable him to file a motion for belated appeal in this court. The motion for belated appeal, which had been tendered here on June 20, 2006, asked that we permit petitioner to proceed with an appeal from the order that denied his pro se petition for postconviction relief pursuant to Criminal Procedure Rule 37.1.¹

On March 9, 2007, Judge Humphrey entered an order directing the Circuit Clerk of Pulaski

¹The order was entered October 7, 2005. The tendered motion for belated appeal motion erroneously stated that the order was entered June 3, 2005, which was instead the date the Rule 37.1 petition was filed.

County to tender the certified record pertaining to the Rule 37.1 order to this court. As the court has acted on the motion that is the subject of the mandamus action, the petition for writ of mandamus is moot.

Petition moot.